

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

AMICA MUTUAL INSURANCE CO.  
Plaintiff,

v.

ANITA DAS; SUNUNTA C. DAS; and,  
INDRA J. DAS  
Defendants.

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CIVIL ACTION  
NO. 18-1613

**FILED**

DEC 07 2018

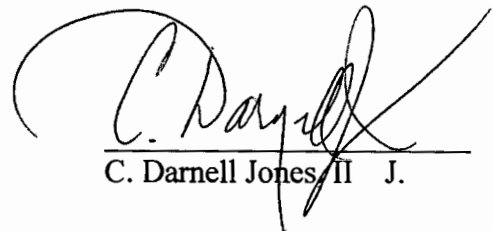
KATE BARKMAN, Clerk  
By \_\_\_\_\_ Dep. Clerk

**ORDER**

AND NOW, this 6<sup>th</sup> day of December, 2018, upon consideration of Plaintiff's Motion to Dismiss for Failure to State a Claim (ECF No. 8) and Defendants' Response thereto (ECF No. 9), it is hereby ORDERED that said Motion is GRANTED in accordance with this Court's accompanying Memorandum.

It is further ORDERED that on or before December 27, 2018, Plaintiff shall file an Second Amended Counterclaim for bad faith and punitive damages. In the event Plaintiff elects not to do so, said claims shall be deemed DISMISSED with prejudice.

BY THE COURT:

  
C. Darnell Jones II J.